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PATENT
Attorney Docket No.: 018781-006210US
Client Ref. No.: T00-013-1

TOWNSEND and TOWNSEND and CREW LLP

By: Malinda Dogit

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OCT 28 2003

PETITIONS OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LIN et al.

Application No.: 09/891,138

Filed: June 25, 2001

For: NOVEL RECEPTORS

Customer No.: 20350

Confirmation No.: 8826

Examiner: Christopher J. Nichols

Group Art Unit: 1647

**PETITION UNDER 37 C.F.R. § 1.137(b)
TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants petition to revive the above-identified application under 37 CFR §1.137(b). The application was unintentionally abandoned because of an inadvertent error.

A response to the Office Action mailed April 15, 2003, was mailed for filing on October 15, 2003. The response included an Amendment, along with a fee authorization for a three-month extension of time; a Supplemental ADS; a Request to Correct Inventorship Under 37 C.F.R. § 1.48(b); a Declaration Under 37 C.F.R. § 1.132 by Daniel Lin, Ph.D.; a Fee Transmittal PTO/SB/17 for the extension of time and the processing fee for the Inventorship Correction request; and a Transmittal Form PTO/SB/21. The response mailed on October 15, 2003 is enclosed herewith.

Appl. No. 09/891,138
Petition dated October 28, 2003

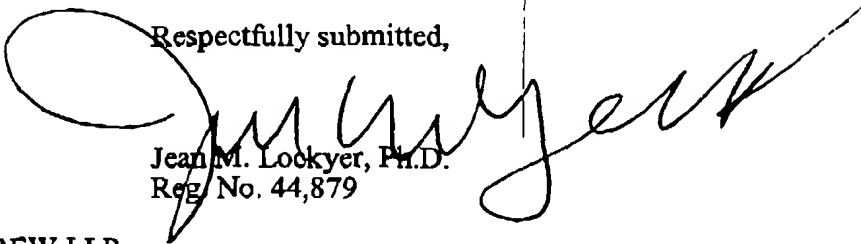
PATENT

The Certificates of mailing and addresses on the Transmittal Form, Amendment, 1.132 Declaration, and Request to Correct Inventorship all indicate that the correspondence was addressed to: Commission for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. The Certificates of Mailing on the various documents were signed and dated and the documents were mailed via first class mail with sufficient postage. However, the mail was returned to us by the U.S. Postal Service with the indication that the address was unknown. It appears that the mail was returned because of an inadvertent error on the address label on the envelope, which read: Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450. Thus, although the Box information and zip code were correct, the city designation of "Arlington" rather than "Alexandria" resulted in the mail being returned as undeliverable.

The entire delay in filing the required reply until the filing of this petition was unintentional. Please deduct the petition fee, pursuant to 37 CFR §1.17(m), of \$1,330 from the Deposit Account No. 20-1430 of the undersigned. Please deduct the fees for the response documents originally mailed for filing on October 15, 2003 in accordance with the Fee Transmittal included with those documents. Please charge any additional fees or credit overpayment to the above Deposit Account. This Petition is submitted in duplicate.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,


Jean M. Lockyer, Ph.D.
Reg. No. 44,879

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60069415 v1

Atty Docket No. 018781-006210US

PTO FAX NO.: 703-308-6916

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**OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
Office of Petitions**

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Daniel Chi-Hong Lin, Application No. 09/891,138, filed June 25, 2001 for NOVEL RECEPTORS are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Petition Under 37 CFR 1.137(b) to Revive Unintentionally Abandoned Application (in duplicate)
2. Documents as mailed October 15, 2003 and returned by Post Office:
 - a) Transmittal Form PTO/SB/21
 - b) Fee Transmittal PTO/SB/17 (in duplicate)
 - c) Amendment
 - d) Declaration Under 37 CFR 1.132 by Daniel Lin, Ph.D.
 - e) Request to Correct Inventorship Under 37 CFR 1.48(b)
 - f) Supplemental ADS

Number of pages being transmitted, including this page: 29

Dated: October 28, 2003


Malinda C. Dagit

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RETURN FACSIMILE AT (415) 576-0300**

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